

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Andrew M. Spencer

Confirmation No.:

Application No.: 10/002,210

Examiner: Daniel A. Hess

Filing Date: 12/5/01

Group Art Unit: 2876

Title: MULTIPLE INTERFACE MEMORY CARD

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RECEIVED
MAY 29 2003
TC 2800 MAIL ROOM

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment Petition to extend time to respond
 () New fee as calculated below Supplemental Declaration
 () No additional fee (Address envelope to "Mail Stop Non-Fee Amendment")
 () Other: _____ (fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	8	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	2	MINUS	3	= 0	X \$84	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						+ \$280 \$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$410.00	3RD MONTH \$930.00	4TH MONTH \$1450.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Andrew M. Spencer

By

William T. Ellis

Attorney/Agent for Applicant(s)
Reg. No. 26,874

Date: May 23, 2003

Telephone No.: (202) 672-5485



Dkt. No. 10014184-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Andrew M. SPENCER**

Title: **MULTIPLE INTERFACE MEMORY CARD**

Appl. No.: **10/002,210**

Filing Date: **December 5, 2001**

Examiner: **Daniel A. Hess**

Art Unit: **2876**

#6B sheet
JFC 2800 MAIL ROOM
RE JEP 29/03
DAB 29/03
JEP 29/03

REPLY UNDER 37 C.F.R. §1.116

Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Office Action dated March 26, 2003, Applicant submits the following remarks under 37 C.F.R. § 1.116.

Remarks

D. Not Filer
6/10/03
DAB

Status of the Claims

By this Reply none of the claims are amended. Claims 1 and 3-9 remain pending in the application.

Premature Final Rejection

Applicant submits that the final rejection of the claims in the outstanding Office Action is premature, and respectfully requests withdrawal of the finality. MPEP § 706.07(a) states that a second or any subsequent actions on the merits shall be final, except where the examiner introduces a new ground of rejection that is neither (1) necessitated by applicant's amendment of the claims, nor (2) based on information submitted in an information disclosure statement filed during the period set forth in 37 CFR 1.97(c). In the present case,